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Attorneys for Defendants
DELWIN BROWN, MARCEL BERRY, DANIEL
TORRES, LINDA BRIDGES, STEVIE CHIU
and ROBERT DUTRA

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION

VINCENT BAKER,

Plaintiff,

v.

STATE OF CALIFORNIA, et al.,

Defendants.

No. CV S-05-589 GEB KJM

**STIPULATION OF DISMISSAL AND
ORDER THEREON**

IT IS HEREBY stipulated and agreed by the parties as follows:

1. That pursuant to the settlement agreement between and among the parties, Plaintiff Vincent Baker hereby stipulates to the dismissal of his Complaint in this action with prejudice as to all parties;

2. That pursuant to the settlement agreement, Cross-Complainant Marcel Berry hereby stipulates to the dismissal with prejudice of his Cross-Complaint as to Plaintiff and Cross-Defendant Vincent Baker;

3. As to the Cross-Complaint of Marcel Berry asserted against Cross-

1 Defendant Narciso Morales, Cross-Complainant Marcel Berry hereby stipulates to the
2 dismissal of his Cross-Complaint without prejudice as to Cross-Defendant Narciso
3 Morales;

4 4. That the Plaintiff shall bear his own costs and attorney's fees as to the
5 Defendants herein;

6 5. The Defendants shall bear their respective costs and attorney's fees as to
7 the Plaintiff herein;

8 6. That Cross-Complainant Marcel Berry shall bear his own costs and
9 attorney's fees as to Cross-Defendant Vincent Baker and Narciso Morales herein; and

10 7. Cross-Defendants Vincent Baker and Narciso Morales shall bear each
11 one's respective costs and attorney's fees as to the Cross-Complainant Marcel Berry
12 herein.

13 Dated: _____ THE DRIVON LAW FIRM

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15
16 BY _____
17 Davey L. Turner, Esq. (SB# 196886)
18 215 No. San Joaquin St.
19 Stockton, CA 95202
20 Attorneys for Plaintiff Vincent Baker

21 Dated: _____ CALIFORNIA DEPARTMENT OF JUSTICE
22 DEPUTY ATTORNEY GENERAL

23 BY _____
24 Alvin Gittisvinboongul, Esq. (SB# 170296)
25 1300 I Street, Suite 125
26 P.O. Box 944255
27 Sacramento, CA 94244-2550
28 Attorneys for State of California, California
Youth Authority, Hickman, Allen & Mahoney

1
2 Dated: _____

CARROLL, BURDICK & McDONOUGH LLP

3
4 By _____

James W. Henderson, Jr. (SB# 071170)
Attorneys for Defendants
DELWIN BROWN, MARCEL BERRY,
DANIEL TORRES, LINDA BRIDGES,
STEVIE CHIU and ROBERT DUTRA

5
6
7
8
9 Dated: _____

CARCIONE, CATTERMOLLE, DOLINSKI, et al.

10
11
12 BY _____

Joshua S. Markowitz, Esq. (SB# _____)
601 Brewster Ave., P.O. Box 3389
Redwood City, CA 94064-3389
Attorneys for Cross-Defendant
Narciso Morales

13
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15
16
17 Dated: _____

BY _____

Marcel Berry
Cross-Complainant in Pro Se

ORDER

Pursuant to the parties stipulation, the Court orders as follows:

1. The Complaint of Plaintiff Vincent Baker is hereby dismissed with prejudice as to all Defendants;

2. The Cross-Complaint of Marcel Berry is hereby dismissed with prejudice as to Cross-Defendant Vincent Baker;

3. The Cross-Complaint of Marcel Berry is hereby dismissed without prejudice as to Cross-Defendant Narciso Morales;

4. That Plaintiff Vincent Baker shall bear his own attorney's fees and costs as to the Defendants in this action;

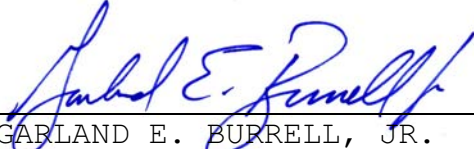
5. That the Defendants in this action shall bear their respective attorney's fees and costs as to Plaintiff Vincent Baker;

6 That Cross-Complainant Marcel Berry shall bear his attorney's fees and costs as to Cross-Defendants Narciso Morales and Vincent Baker;

7. That Cross-Defendants Narciso Morales and Vincent Baker shall bear their respective attorney's fees and costs as to Cross-Complainant Marcel Berry.

The Clerk is directed to close this action.

Dated: October 19, 2007



GARLAND E. BURRELL, JR.
United States District Judge